

Maximum of 40 requests for admissions by each party to any other party.
[Responses due 30 days after service].

Maximum of 7 depositions by Plaintiff and 7 depositions by Defendant.

Each deposition limited to a maximum of 7 hours unless extended by agreement of the parties.

Reports from retained experts due:

From Plaintiff by March 6, 2007

From Defendant by April 6, 2007

Supplementations under Rule 26(e) due April 1, 2007.

4. Other Items.

The parties do not request a conference with the Court before the entry of the Scheduling Order.

The parties request a pre-trial conference in August 2007.

Plaintiffs should be allowed until January 6, 2007 to join additional parties and until January 6, 2007 to amend the pleadings.

Defendant should be allowed until February 6, 2007 to join additional parties and until February 6, 2007 to amend the pleadings.

All potentially dispositive motions should be filed by May 8, 2007.

Settlement cannot be evaluated prior to the parties conducting some discovery and may, at a later date, be enhanced by use of mediation.

Final lists of witnesses and exhibits under Rule 26(a)(3) should be due:

From Plaintiffs: 30 days before trial.

From Defendants: 30 days before trial.

Parties should have 14 days after service of final lists of witnesses and exhibits to list objections under Rule 26(a)(3).

The case should be ready for trial by August 2007 and at this time is expected to take approximately 3-4 days.

Submitted this 27th day of October, 2006.

ATTORNEY FOR PLAINTIFF:

ATTORNEY FOR DEFENDANT:

/s/ Joshua R. McKoon

/s/ Brenen G. Ely

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